IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.T.SANKARAN

FRIDAY, THE 20TH APRIL 2007 / 30TH CHAITHRA 1929

Bail Appl..No. 2351 of 2007()

(CRIME NO.70/07 OF ADMALY POLICE STATION)

PETITIONER/ACCUSED:

SREEKUMAR,AGED 32 YEARS,S/O.MYLAPPAN,
RESIDING AT KURATHIKUDY TRIBAL SETTLEMENT COLONY,
MANNAMKANDAM.

BY ADV. SRI.PEEYUS A.KOTTAM

RESPONDENTS/COMPLAINANT:

STATE OF KERALA REPRESENTED BY CIRCLE
INSPECTOR OF POLICE,ADIMALY POLICE STATION,
REP.BY THE PUBLIC PROSECUTOR,HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SMT.K.L.LAKSHMI RANI

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 20/04/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.T.SANKARAN, J.

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B.A.NO.2351 OF 2007

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Dated this the 20th day of April, 2007

ORDER

This is an application for bail under Section 438 of the Code of Criminal Procedure seeking anticipatory bail. The offence alleged against the petitioner is under Section 306 of Indian Penal Code. It is stated that the deceased Remani was residing with her parents for the last few years till her death.

2. Heard learned Public Prosecutor.

3. It is submitted by the Public Prosecutor that petitioner was involved in Crime No.78/07. In the bail application itself it is stated that Crime No.78/07 was registered against the petitioner under the Arms Act and that he surrendered on 12.3.2007. In that case he was in custody for a few days.

4. In the facts and circumstances of the case and taking into account the allegations made against the petitioner and the materials available, I am of the view that an order under Section 438 can be granted in favour of the petitioner. In the event of the arrest of the petitioner, he shall be released on

bail on his executing a bond for Rs.25,000/- (Rupees twenty five thousand only) with two solvent sureties for the like amount to the satisfaction of the Investigating Officer. The petitioner shall appear before the Investigating Officer on all Wednesdays between 9.00 a.m. to 11.00 a.m. till final report is filed. Petitioner shall not try to intimidate or influence the witnesses or indulge in any act which would have adverse impact on the smooth investigation of the case.

Bail application is allowed.

(K.T.SANKARAN)
JUDGE

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